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Chrono

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OLL 85-3450
13 November 1985MEMORANDUM FOR: C/ICAD/OGC
DC/ALD/OGC
OS/P&M/PPG
DC/LIT/OGC

STAT FROM:

Legislation Division
Office of Legislative LiaisonSUBJECT: Conference Report on State and Local
Criminal Records Access

1. Attached for your information please find a copy of the Conference Report on H.R. 2419, the Intelligence Authorization Act for Fiscal Year 1986. The report was filed by the conferees on November 14, 1985.

2. Title VIII contains the provision on access to state and local criminal history record information. You will note that the conferees added to the statute a new subsection, Subsection 803 (b). This subsection is a three-year "sunset" provision vis a vis the section of the statute which provides for federal indemnification of states and localities. The effect of this new subsection will be to cause the expiration of that indemnification provision (but only that provision) in three years. This is in addition to the requirement in Subsection 803 (a) of the statute that all three concerned federal agencies report through the Department of Justice to the Congress in two years on the impact of the indemnification section. You will also note that in the "Joint Explanatory Statement of the Committee of Conference", the conferees request from the three concerned federal agencies a report in two years on the effect of the fingerprint requirement (p. 29) and an annual report on their experience with the fees provision (p. 31). We are advised that the conferees did not intend these reporting requirements to be burdensome or to be viewed negatively. Instead, they are intended to be viewed positively, as an opportunity for the three agencies to report

back to the Congress on any problems they are experiencing with these requirements and to seek legislative relief if needed.

3. House action on the report is expected during the week of November 18th with Senate action to follow thereafter. At present, we do not anticipate any problems with House or Senate approval of the report.

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Attachment:
as stated

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